

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Kinder Morgan,) Application No. NG-0040
Inc., Houston, Texas; KM Retail)
Utilities Holdco LLC, Houston,)
Texas; Source Gas Distribution) ORDER REVISING PROCEDURAL
LLC, Lakewood, Colorado, seeking) SCHEDULE
approval of asset transfer of)
jurisdictional utility assets.)
) Entered: January 17, 2007

BY THE HEARING OFFICER:

On September 29, 2006, a joint application was filed with the Nebraska Public Service Commission (Commission) by Kinder Morgan, Inc.; KM Retail Utilities Holdco LLC; and Source Gas Distribution LLC, (collectively the "Applicants") seeking approval of the proposed transfer of Kinder Morgan, Inc.'s Nebraska Certificate of Convenience and utility assets to Source Gas Distribution LLC related to a management buyout of Kinder Morgan.

In order to process the application, a planning conference was held in this matter on November 13, 2006. A planning conference order was issued on November 21, 2006, setting deadlines for various events in the above-captioned proceedings. On December 22, 2006, the Public Advocate filed a Motion for Extension of Case Progression Deadlines seeking extensions of various deadlines established in the planning conference order and a continuance of the February 14, 2007 hearing. The Applicants objected to the relief sought in the Public Advocate's motion. Subsequently, counsel for the Applicants and the Public Advocate, resolved the dispute concerning the Public Advocate's December 22, 2006 motion. On January 8, 2007, the parties in the above-captioned matter filed a Joint Stipulation for Amendment of Scheduling Order with the Commission.

The parties request that the planning conference order issued on November 21, 2006, be amended as follows:

Monday	January 15	Testimony of Intervenors Filed
Tuesday	January 16	Discovery on Intervenor Testimony Begin
Wednesday	January 24	Discovery on Intervenor Testimony Ends
Cancelled		Prehearing and Technical Conference
Wednesday	January 31	Rebuttal Testimony (if any) Filed

The parties requested the Prehearing and Technical Conference previously scheduled for January 17, 2007, be cancelled with the understanding that the event would be rescheduled if the Applicants, the Public Advocate or the Commission deemed it necessary. The parties further agreed that the February 14, 2007 hearing date would remain unchanged at this time.

As hearing officer, I find that the requested amendments to the planning conference order of November 21, 2006, should be granted and the revisions to the procedural schedule contained above should be adopted.

O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer in this matter that the requested amendments to the procedural schedule contained in the November 21, 2006 planning conference order be, and are hereby, granted.

IT IS FURTHER ORDERED that the deadlines and requirements established in this order are hereby adopted.

MADE AND ENTERED in Lincoln, Nebraska on this 17th day of January, 2007.

BY:

Gerald L. Vap
HEARING OFFICER